



McDonald  
Vague

business recovery partners

**LS Property Developments Limited  
(In Liquidation)  
(As Corporate Trustee for  
LS Property Development Trust)**

**Liquidators' Seventeenth Report  
(for the period from 19 April 2019  
to 18 October 2019)**

McDonald Vague Limited

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## 1 INTRODUCTION AND APPOINTMENT

Peri Micaela Finnigan and Roy Horrocks, Insolvency Practitioners of Auckland, were appointed jointly and severally as liquidators of LS Property Developments Limited ("the company") on 19 October 2011. Roy Horrocks resigned his position as liquidator on 5 April 2013 on the appointment of Tony Leonard Maginness as his successor. On 20 January 2016 Tony Leonard Maginness resigned his position as liquidator appointing Boris van Delden as his successor.

Pursuant to Section 255(2)(d) of the Companies Act 1993 ("the Act"), the liquidators herewith report on the progress of the liquidation. This seventeenth report should be read in conjunction with the liquidators' previous reports. This report is being sent to all shareholders and all creditors who have filed a claim in the liquidation.

A Statement of Realisations and Distributions is **attached**.

## 2 RESTRICTIONS

This report has been prepared in accordance with section 255(2)(d) of the Act. Whilst all care and attention has been taken in compiling this report, we do not accept any liability whatsoever to any party as a result of the circulation, publication, reproduction or use of this report.

We reserve the right (but are under no obligation) to review and, if we consider necessary, revise this report in respect of any information existing at the date of this report which becomes known to us after that date.

## 3 CONDUCT OF THE LIQUIDATION DURING THE PRECEDING SIX MONTHS

### *Asset Realisations*

The company had no known assets at the date of liquidation

## 4 INVESTIGATIONS

As advised in previous reports, the liquidators initiated legal proceedings against the director and related entities (“the defendants”), funded by the Inland Revenue Department. A further individual was joined to the proceedings as a defendant on the application of the director.

An agreement was reached between the liquidators and the defendants to settle all matters between them by way of the defendants making payment of a total of \$1.3 million over the period of 2 years from the date of the agreement. Further details of the agreement are confidential between the parties.

The proceedings related to the liquidation of this company and the related company, Gounden Investments Limited (In Liquidation) (“GIL”). The company has filed a claim in the liquidation of GIL for \$503,471 and, to date, has received a distribution of \$77,352 from GIL.

An amount of \$10,098 has been paid to IRD to partly reimburse funding provided for the litigation.

## 5 CREDITORS’ CLAIMS

### 5.1 *Preferential Creditors*

The Inland Revenue Department has filed a preferential claim for \$618,653 in respect of GST.

### 5.2 *Unsecured Creditors*

As at the date of preparing this report nine unsecured creditors’ claims have been received which total \$313,662.

## 6 FUNDS / LIKELY OUTCOME

The liquidators will not be able establish whether or not there will be further funds available for distribution to the preferential creditor until the settlement funds have been received.

## 7 MATTERS DELAYING THE COMPLETION OF THE LIQUIDATION

The following matter is outstanding:

- Receipt of the settlement funds.

## 8 ESTIMATED DATE OF COMPLETION

Based on the above the liquidators expect the liquidation will be completed within the next 12 months

## 9 CONTACT DETAILS

Enquiries should be directed to Colin Sanderson on DDI (07) 838 0908 or by email to [CSanderson@mvp.co.nz](mailto:CSanderson@mvp.co.nz).

The Liquidators can be contacted at:

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Auckland 1141



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PERI M FINNIGAN  
LIQUIDATOR

DATED this 21<sup>st</sup> day of October 2019

# Realisations and Distributions

## LS Property Developments Limited (In Liquidation) 19 October 2011 to 18 October 2019

| Realisations  | Cash Received<br>\$ |
|---|---------------------|
| Bank Account Closure                                      | 709                 |
| Distribution from Gouden Investments Ltd (In Liquidation) | 77,352              |
| Interest  | 9                   |
| Inland Revenue Department – Funding                       | 38,756              |
| <b>Total Realisations</b>                                 | <b>\$116,826</b>    |
| <br>  |                     |
| Payments  |                     |
| <b>Liquidators Fees</b>                                   |                     |
| Liquidators Fees  | 92,148              |
| <b>Total Liquidators Fees</b>                             | <b>\$92,148</b>     |
| <br>  |                     |
| <b>Other Costs of Liquidation</b>                         |                     |
| Legal Fees  | 14,580              |
| <b>Total Costs of Liquidation</b>                         | <b>\$14,580</b>     |
| <br>  |                     |
| <b>Distribution</b>                                       |                     |
| IRD – Litigation funding reimbursement                    | 10,098              |
| <b>Total Distribution</b>                                 | <b>\$10,098</b>     |
| <br>  |                     |
| <b>Total Payments</b>                                     | <b>\$116,826</b>    |
| <br>  |                     |
| <b>BALANCE HELD</b>                                       | <b>\$Nil</b>        |

Note: the above figures are GST exclusive